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Attorneys for Respondents

UNITED STATES DISTRICT COURT
CLARK COUNTY, NEVADA

MARCELL WILLIAMS,

Petitioner,

vs.

TIMOTHY FILSON, et al.,

Respondents.

Case No. 3:17-cv-00180-RCJ-WGC

**MOTION FOR EXTENSION OF TIME
TO RESPOND TO PETITION FOR WRIT OF
HABEAS CORPUS (ECF NO. 6)**

(SECOND REQUEST)

Respondents move this Court for an extension of time of seven days, up to and including October 20, 2017, in which to respond to Petitioner's Petition for Writ of Habeas Corpus (ECF No. 6). This Motion is made pursuant to Fed. R. Civ. P. 6(b) and Rule 6-1 of the Local Rules of Practice and is based upon the attached declaration of counsel.

This is the first enlargement of time sought by Respondents and is brought in good faith and not for the purpose of delay.

DATED this 13th day of October, 2017.

Submitted by:

ADAM PAUL LAXALT
Attorney General

By: /s/ Jessica Perlick
JESSICA PERLICK (Bar. No. 13218)
Deputy Attorney General

DECLARATION OF JESSICA PERLICK

STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

I, JESSICA PERLICK, being first duly sworn under oath, depose and state as follows:

1. I am an attorney licensed to practice law in all courts within the State of Nevada, and am employed as a Deputy Attorney General in the Office of the Nevada Attorney General. I have been assigned to represent Respondents in *Marcell Williams v. Timothy Filson, et al.*, Case No. 3:17-cv-00180-RCJ-WGC, and as such, have personal knowledge of the matters contained herein.

2. The Court issued its Order directing a response or other answer prior to my starting my position at the Attorney General's Office.

3. In addition to the instant case, I am responsible for approximately 50% of all state court habeas petitions that challenge time credits, with an average of 20-25 responses due per week. I am also responsible for certain non-time credit state petitions and direct appeals to the Nevada Supreme Court arising out of Attorney General Prosecutions.

4. Through inadvertence, I mistook the amended due date for this response as the due date for a case involving a similarly named inmate. In that state court case, the inmate's counsel sought an extension, and my due date was ultimately vacated. As such, I did not realize my error until I prepared to send this response for review, having finished the final draft and obtained the relevant exhibits.

5. The response is required to go through a review process prior to filing, and the person in charge of that review is currently finalizing a response in an unrelated petition. Therefore, the instant response will not be final until next week.

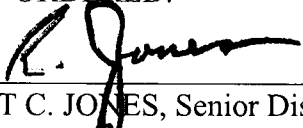
6. Therefore, Respondents request a brief extension of time of seven judicial days to file a response to Williams' Petition for Habeas Corpus, through October 20, 2017.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 13, 2017.

/s/ Jessica Perlick
Jessica Perlick (Bar. No. 13218)
Deputy Attorney General

IT IS SO ORDERED.



ROBERT C. JONES, Senior District Judge
DATED: This 14th day of January, 2018.